GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Nellore Municipal Corporation - Allegations against Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District – Departmental enquiry under AP Civil Services (CCA) Rules 1991 – Imposed penalty of reduction to lower post of Assistant Engineer and recovery of an amount of Rs.22,20,150/- Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II-2) DEPARTMENT

G.O.RT.No. 247 **Dated: 28-04-2016**

Read the following:

Ref:1.From CDMA Lr.Roc.No.10709/2010/C2, dt.01.11.2010.
2.From ENC(PH), AP, Hyderabad in Lr.No.5/Nellore/ CS6/E3/2010, dt.15.12.2010.
3.G.O.Rt No.1511 MA&UD(Vig.II-2) Dept., Dt.31.12.2010.
4.WSD of Sri M.Venkateswarlu, the then Dy.EE & MHO(FAC), Nellore Municipal Corporation, dt.24.10.2011.
5.G.O.Rt No.1666 MA&UD(Vig.II-2) Dept., Dt.21.12.2011.
6.From Enquiry Officer Lr.Roc.No.72/2012/A3, dt.11.04.2012.
7.Govt.Memo No.15193/Vig.II-2/2010-15, dt.31.05.2012.
8.WSD of Sri M.Venkateswarlu, the then Dy.EE & MHO(FAC), dt.16.09.2015.
9.From District Collector, Nellore District Lr.Roc.No.2323/ 2009/F2, dt.01.04.2015.
10.From CDMA Lr.Roc.No.10709/2010/C2, dt.26.08.2015.
11.Govt. Letter No.15193/Vig.II-2/2010, dt.14.03.2016.
12.From Principal Secretary, APPSC, AP, Hyderabad Lr.No.213/DC&C/2/2016, dt.13.04.2016.

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O R D E R:

In the reference 2nd read above, the Engineer-in-Chief(PH), A.P, Hyderabad has furnished the draft article of charges against Sri M.Venkateswarlu, the then Dy.EE & MHO(FAC) and others, Nellore Municipal Corporation in connection with the misappropriation to an amount of Rs.22,20,150/- in Special Nutrition Food Programme in Nellore Municipal Corporation. Accordingly, charges have been issued vide reference 3rd read above, against Sri M.Venkateswarlu, the then Dy.EE & MHO(FAC) as follows:-

Charge No.1

The Deputy Executive Engineer and the then in charge Municipal Health Officer(FAC) has misappropriated an amount of Rs.22,20,150/- under Special Nutrition Food Programme by diverting Special Nutrition food to open market.

Charge No.2

The Deputy Executive Engineer & Municipal Health Officer(FAC) with an intention to misappropriate the special nutritious food, took a private house for rent to keep the special nutrition food unauthorizedly.

Charge No.3

The Deputy Executive Engineer & Municipal Health Officer(FAC) has failed to enter the stock record in the stock register and also failed to distribute the same to the school concerned.

Charge No.4

Thus, Sri M. Venkateswarlu, the then Deputy Executive Engineer & Municipal Health Officer(FAC) by his above mentioned act has exhibited lack of integrity, devotion to duty and conduct unbecoming of a member of service and thereby violated rule 3(1) and (2) of APCS (Conduct) Rules, 1964.

2. In the reference 4th read above, Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District, while denying the charges framed against him has submitted his written statement of defence. Government after examining the written statement defences of charged officers and having found not satisfactory have appointed Enquiry Officer to inquire into the charges framed against him vide reference 5th read above.

3. The Enquiry Officer has submitted Enquiry Report to the Government holding all four charges are proved against Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District during the enquiry vide reference 6th cited. In the reference 7th cited, a copy of the Enquiry Report has been communicated to Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District for offering his written representation within (15) days on the findings of the Inquiry Authority. In the reference 8th cited, the charged officer has submitted his written representation and denied the findings of Inquiry Authority duly requesting to drop further action in the matter.

4. In the reference 9th read above, the Commissioner, Nellore Municipal Corporation has furnished report to Government and the Director of Municipal Administration, AP, Hyderabad has furnished his remarks on the report of Commissioner, Nellore Municipal Corporation vide reference 10th read above.

5. Government after careful examination of matter, have provisionally decided to impose a penalty of reduction to lower post of Assistant Engineer and also recovery of an amount of Rs.22,20,150/-, which is the loss sustained by the Corporation against Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District. Accordingly the Principal Secretary, A.P.P.S.C, A.P, Hyderabad was addressed to convey their concurrence to the above proposal vide reference 11th read above. In the reference 12th read above, the Principal Secretary, APPSC, Hyderabad has stated that the Commission has agreed to the above proposal of Government i.e., to impose a penalty of reduction to lower post of Assistant Engineer and also recovery of an amount of Rs.22,20,150/- against the Charged Officer Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, Nellore District.

6. Government after careful examination of the matter and in exercise of powers conferred by Rule 9 of APCS(CCA) Rules, 1991 hereby impose a penalty of reduction to lower post of Assistant Engineer against Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation for all charges held proved in terms of Rule-9 of APCS(CCA) Rules, 1991. Government also order to recover of an amount of Rs.22,20,150/- (Rupees Twenty Two Lakhs Twenty Thousand One Hundred and Fifty only) from Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation, as pecuniary loss caused by him to the Municipal Corporation by his negligence and breach of orders.

7. The Engineer-in-Chief(Public Health), A.P, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R. KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M. Venkateswarlu, Deputy Executive Engineer & Municipal Health Officer(FAC), Nellore Municipal Corporation **through** ENC(PH), AP, Hyderabad.
The Engineer-in-Chief(Public Health), A.P, Hyderabad
The Director of Municipal Administration, A.P, Hyderabad.
The RDMA, Guntur.
The Municipal Commissioner, Nellore Municipal Corporation.
Copy to:
The Secretary to APVC, AP Secretariat, Hyderabad.
The Principal Secretary, APPSC, AP, Hyderabad.
Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER